



U.S. Department of Justice

United States Attorney  
 Southern District of New York

The Jacob K. Javits Federal Building  
 26 Federal Plaza, 37th Floor  
 New York, New York 10278

August 8, 2024

**BY ECF**

The Honorable Paul G. Gardephe  
 United States District Judge  
 Southern District of New York  
 40 Foley Square  
 New York, New York 10007

**Re:** *United States v. Justin Ballester, 23 Cr. 204 (PGG)*

Dear Judge Gardephe:

The Government respectfully submits this letter motion to request, on consent, a one-week adjournment of the August 16, 2024 continued sentencing hearing for defendant Justin Ballester and the corresponding August 9 deadline for supplemental written submissions. The parties have been actively working on the issues raised at the last appearance, including additional proffers of government witnesses and continued factual discussions between the parties. The parties are hopeful that continued work on these issues during the requested additional week will result in resolution of the factual disputes, so as to eliminate the need for the Court to make any *Fatico* findings. Counsel for defendant Ballester consents to this request.

Respectfully submitted,

DAMIAN WILLIAMS  
 United States Attorney

**MEMO ENDORSED:** The application is granted. Defendant Ballester's sentencing is adjourned to **August 26, 2024, at 3:00 p.m.** The parties' supplemental written submissions are due by **August 19, 2024.**

SO ORDERED.

Paul G. Gardephe  
 United States District Judge

Date: August 8, 2024

cc: Defense counsel

by:

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